



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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April 4, 1995

David L. Penney
Box 312
Beaver, Utah 84713

Re: Notice of Intention to Commence Small Mining Operations, Lucin Viriscite Mine Project, S/003/034, Box Elder County, Utah

Dear Mr. Penney:

Thank you for your Notice of Intention to Commence Small Mining Operations, received by the Division on February 24, 1995. The application for the proposed Lucin Viriscite Mine Project, located in the E/2 of Section 21, T8N, R18W, SLBM, Box Elder County, Utah is complete and no additional information is required at this time.

Variances were requested for Item #10 - Topsoil salvaging, and Items #12, 13 & 14 - Revegetation. Based on the Division's September 21, 1994 inspection of the site, the variances are warranted and are hereby approved for the existing disturbance only. Any new disturbance will require all topsoil to be salvaged prior to disturbance and respread for reclamation (revegetation).

For your reference, I have enclosed copies of our summarized rules regarding "Operation and Reclamation Practices", and the statutory penalty for failure to reclaim a minesite (SMO-1). Please give special consideration to item #10 of the "Operation and Reclamation Practices (this would apply to any new areas of disturbance). Stockpiling topsoil material prior to beginning your mining operation will help ensure successful revegetation efforts upon final reclamation of the minesite. If the area being mined is a solid rock outcrop, or if the land surface is very rocky, then soil stockpiling is probably not possible. However, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.

Please call me a few days in advance of when you start operations for this year so that I can schedule a site inspection with you to go over those areas of existing disturbance that you are responsible for, verses what other operators may be responsible for.



Page 2
David L. Penny
S/003/034
April 4, 1995

Should you wish to expand your operation beyond the five (5) acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements.

A Memorandum of Understanding between this Division and the State Department of Environmental Quality (DEQ) requires us to notify them upon receipt of a mining application. If you haven't already done so, you are advised to contact their office prior to starting your small mining operation to determine whether additional permits and/or approvals are required. We will forward a copy of this letter and your notice to the DEQ for their review. Their address and phone number is: Department of Environmental Quality, 288 North 1460 West, Salt Lake City, Utah, 84116, (801) 538-6146.

Approval of mineral exploration or mining operations by the Division of Oil, Gas and Mining does not constitute approval to commence operations upon lands under state mineral leases administered by the School and Institutional Trust Lands Administration/school sections. Before conducting mining operations on state leased lands, the operator must provide formal written notification, meet bonding requirements, and obtain written approval from the School and Institutional Trust Lands Administration. Please contact them for their requirements. Their address is: School and Institutional Trust Lands Administration, 355 West North Temple, Suite 400, Salt Lake City, Utah 84180-1204; phone number (801) 538-5508.

Thank you for your cooperation and best wishes with your mining operation.

Sincerely,



Lynn Kunzler
Reclamation Specialist

jb
Enclosure
cc: Kiran Bhayani, DWQ w/NOI
Roger L. Bon, UGS
Dan Washington, BLM, Bear River RA
Minerals File
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